

## NURSING BOARD[655]

### Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 17A.3 and 147.76, the Board of Nursing hereby gives Notice of Intended Action to amend Chapter 11, “Examination of Public Records,” Iowa Administrative Code.

The proposed amendment updates the language for purchasing a roster to align with the online process.

Any interested person may make written comments or suggestions on the proposed amendment on or before September 10, 2013. Such written materials should be directed to the Executive Director, Iowa Board of Nursing, RiverPoint Business Park, 400 S.W. 8th Street, Suite B, Des Moines, Iowa 50309-4685. Persons who wish to convey their views orally should contact the Executive Director at (515)281-3256 or in the Board office at 400 S.W. 8th Street, by appointment.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code sections 17A.2, 22.3A, 152.3 and 272.10.

The following amendment is proposed.

Amend rule 655—11.5(17A,22,147,152,272C) as follows:

**655—11.5(17A,22,147,152,272C) Rosters.** Rosters of licensees shall be made available to the public in accordance with Iowa Code chapter 22 and sections 147.8 and 147.43.

**11.5(1)** ~~Roster information and forms~~ Rosters may be accessed via the board’s Web site under “General Information” and “Rosters” or may be requested from the board office IBON Online Services and Purchase a Roster.

**11.5(2)** ~~Completed forms may be returned to the board office by either electronic means or in hard copy and must include a signed Purchase of Roster Agreement form to ensure that the materials or publications shall not be published in any manner which could be construed by the public to mean that the board or any of its employees support, endorse, or approve the materials or publications to be disseminated.~~

**11.5(3)** ~~11.5(2)~~ A fee of \$40 per data set shall be charged for a roster. ~~in electronic format, based on the hourly wage of the office employee processing the request. A fee shall be assessed for a roster in hard copy format, based on the rate of charge set by the outside vendor and the hourly wage of the office employee producing the roster. The fee shall be paid directly to the board and shall be considered a repayment receipt as defined in Iowa Code section 8.2. The roster shall not be released until payment or purchase order has been received.~~

**11.5(4)** ~~11.5(3)~~ The executive director may authorize the release of a roster of Iowa licensees without cost in the case of any emergency whereby the interest of the public warrants immediate access to health care personnel.

**11.5(5)** ~~11.5(4)~~ State agencies that request a roster of Iowa licensees in hard copy format will be invoiced at cost as an expenditure correction. State agencies that request the roster in electronic format will be provided an electronic file of the roster at no cost.